BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2013-90-E

In the Matter of:)			
Russell C. Johnson V. Duke Energy Carolines, L.I.C.)))	MOTION FOR ADMISSION		
Duke Energy Carolinas, LLC)))	PRO HAC VICE		

Duke Energy Carolinas, LLC ("DEC" or the "Company") hereby moves the Public Service Commission of South Carolina (the "Commission") to permit Brian Lamont Franklin to practice *pro hac vice* before the Commission in the above-captioned matter.

Pursuant to SCACR 404, Mr. Franklin, together with counsel of record, is simultaneously filing a copy of the Verified Application for Admission *Pro Hac Vice* with the South Carolina Supreme Court. Attached is the original Verified Application.

WHEREFORE, as the provisions set forth in SCACR 404 have been satisfied, DEC requests this motion be granted.

Dated this 28th day of March, 2013.

Timika Shafeek-Horton Deputy General Counsel

Duke Energy Carolinas, LLC.

550 South Tryon Street, DEC-45A Charlotte, North Carolina 28202

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2012-90-E

In the Matter of: Russell C. Johnson v. Duke Energy Carolinas, L)) (CER	CTIFICATE OF SERVICE
a copy of Duke Energy C United States mail, postage Courtney Office of 1401 Mai	Edwards Shannon Regulatory Staff Office of n Street, Suite 900 1401 Ma	admission <i>Pro Hac Vice</i> via first class below at the addresses set forth:

This the $28^{\prime\prime}$ day of March, 2013.

Timika Shafeek-Horton
Deputy General Counsel
Duke Energy Carolinas, LLC
550 South Tryon Street, DEC-45A
Charlotte, North Carolina 28202

VERIFIED APPLICATION FOR ADMISSION PRO HAC VICE IN THE STATE OF SOUTH CAROLINA

IN THE MATTER OF:		Docket No. 2013-90-E			
Russell C. Johnson		Public Service Commission of South Carolina			
v. Duke Energy Carolinas, LI	JC	Mailing Address: 101 Executive Center Drive, Suite 100 Columbia, South Carolina 29210			
Comes now, Brian L.	Franklin, applicant her	ein, and respectfully represents the	following:		
1. Applicant resides at:					
Street Address					
City	County	State	Zip Code		
Telephone					
2. Applicant is an attorr	ney and a member of the	e law firm of (or practices law unde	er the name of)		
Duke Energy Corporation			, with offices at		
550 S. Tryon Street, DEC45A	1				
Street Address					
Charlotte	Mecklenburg	North Carolina	28202		
City	County	State	Zip Code		

3. Applicant has been retained personally or as a member of the above named law firm by <u>Duke Energy Carolinas</u>, <u>LLC</u> to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

980-373-8534

Fax Number

980-373-4465

Telephone

- 4. Since <u>June</u> of <u>2006</u>, applicant has been, and presently is, a member in good standing of the bar of the State of <u>North Carolina</u> where applicant regularly practices law. Attached is a certificate of good standing.
- 5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:Date Admitted:United States District Court, Northern District of IllinoisMay 2001

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before).

Applicant no longer is licensed to practice in Illinois. Applicant allowed registration to lapse following permanent relocation to North Carolina in 2006.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not applicable

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not applicable

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not applicable

9. Local counsel of record associated with applicant in this case is <u>Timika Shafeek-Horton</u>, of <u>Duke Energy Corporation</u>, which has offices at:

550 S. Tryon Stre DEC45A	et,		
Street Address			
Charlotte	Mecklenburg	North Carolina	28202
City	County	State	Zip Code
704-382-6373			z.p code
Telephone			

If applicable list all other firms/attorneys you are associated with in this matter

Not applicable

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant has previously filed applications to appear pro hac vice for the following cases in South Carolina, and those applications were granted:

Before the Public Service Commission of South Carolina, Docket No. 2005-385-E,
 Petition of the Office of Regulatory Staff to Establish Dockets to Consider Implementing

- the Requirements of: Section 1251 (Net Metering and Additional Standards of the Energy Policy Act of 2005); Local counsel of record was Catherine E. Heigel of Duke Energy Corporation;
- Before the Public Service Commission of South Carolina, Docket No. 2008-447-EG, Petition to Establish Docket to Consider Implementing the Requirements of: Section 1307 (State Consideration of Smart Grid) of the Energy Independence & Security Act of 2007; Local counsel of record was Catherine E. Heigel of Duke Energy Corporation; and
- Before the Public Service Commission of South Carolina, Docket No. 2009-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Catherine E. Heigel of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2010-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2011-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2012-3-E, Annual Review of Base Rates for Fuel Costs for Duke Energy Carolinas, LLC; Local counsel of record was Charles Alexander Castle of Duke Energy Corporation.
- Before the Public Service Commission of South Carolina, Docket No. 2012-353-E, Application of Resolute Forest Products Requesting that the Commission Increase the Interest Rate on Customer Deposits for Electric Utilities for Duke Energy Carolinas, LLC; Local counsel of record was Timika Shafeek-Horton of Duke Energy Corporation. SAMEL M. LOHA

O.M. YTMUOD DRUGGEDDIDEK

Applicant agrees to comply with the applicable statutes, laws and rules of the State of South 11. Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

Applicant respectfully requests to be admitted to practice in the above named court for this case 12. only.

DATED this ______ day of March, 2013. Bring - Jewis

VERIFICATION

		Λ
STATE OF		OCTH (Golina)
COUNTY O	F	Meddenburg,

I, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

APPLICANT/AFPIANT

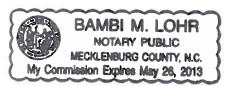
Subscribed and sworn to before me this

day of MURILY 20

Notary Public for the State of

JORTH CtrolinA

My Commission Expires:



LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 28th day of March, 2013.

LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

APPLICANT/AFFIANT

The North Carolina State Bar

I, L. Thomas Lunsford, II, Secretary of the North Carolina State Bar, do hereby certify that Mr. Brian Lamont Franklin (35075) was licensed to practice law by the State of North Carolina on June 30, 2006. Said lawyer is presently an active member of the North Carolina State Bar and is eligible to practice law in North Carolina. Said lawyer is not subject to a pending order of administrative or disciplinary suspension. Said lawyer's financial account with the State Bar is current. Therefore, said lawyer is in good standing with the North Carolina State Bar.

This certificate is issued without regard to prior discipline, or any unresolved disciplinary charges or grievances.

Given ov	er my hand	and the Seal	of the N	orth Caro	lina State	Bar, this
19 th	_ day of	February	,	2013	•	

d. Themas Lynn on

Secretary of the North Carolina State Bar